

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **Maricruz Avitia v Carlos Avitia**  
Docket No. **262276**  
L.C. No. **2004-692496-DM**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),  
orders:

The motion for immediate consideration is GRANTED.

The claim of appeal from the April 6, 2005 judgment of divorce, the motion for stay, and the motion to waive the transcript requirement are DISMISSED for lack of jurisdiction seeing as the amount of child support owed has not been reduced to a sum certain. MCR 2.604(A), 7.202(6)(a)(i), and 7.203(A)(1). See also *Children's Hosp v Auto Club Ins Ass'n*, 450 Mich 670, 677; 545 NW2d 592 (1996) (in order to be a final adjudication, the circuit court must enter an order or series of orders that establish both the liability of a party and the amount owed). If appellant wants to immediately appeal this interlocutory order, she must file a delayed application for leave to appeal under MCR 7.205. See MCR 7.203(B)(1).



A true copy entered and ~~certified~~ by Sandra Schultz Mengel, Chief Clerk, on

MAY 11 2005

Date

*Sandra Schultz Mengel*  
Chief Clerk